

SEP 06 2005

Attorney Docket No.: 71278

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : HEILIGENSETZER et al.
Serial No. : 10/766,769
Confirm. No. : 3236
Filed : January 28, 2004
For : METHOD FOR MONITORING...
Art Unit : 2855
Examiner : MARTIR, Lilybett
Dated : September 6, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR 1.136 (a)

Sir:

The Office Action dated May 3, 2005 provided for a shortened statutory period for response of three months.

The shortened statutory period expired August 3, 2005.

Since the attached response is being filed within the One month pursuant to 37 CFR 1.136(a) Applicant attaches a Credit Card Payment Form and respectfully requests the Examiner to charge the appropriate petition fee of \$120.00 (fee code 1251).

Respectfully submitted
for Applicant(s),

By:

John James McGlew
Reg. No.: 31,903

For: McGLEW AND TUTTLE, P.C.

JJM/DWK:

Enclosed: Credit Card Payment Form

71278.17

09/07/2005 SSESHE1 00000044 130410 10766769

01 FC:1251 120.00 DA

DATED: September 6, 2005
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-0827
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND
TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO
OUR DEPOSIT ACCOUNT 13-0410.